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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: DuBois & WalkerPeach
Serial No.: 09/594,065
Filed: June 14, 2000
Entitled: "COMPOSITIONS, METHODS AND
KITS FOR HERPES SIMPLEX VIRUS
TYPE 1 AND 2 NUCLEIC ACID
DETECTION"



Attorney Docket No.: 25436/1280

Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent, please find the following documents:

1. Certificate of Express Mailing;
2. Executed Small Entity Statement;
3. Return Post Card.

The Assistant Commissioner for Patents is hereby authorized to charge any additional fees or credit any overpayment in the total fees to Deposit Account No. 16-0085.

Respectfully submitted,

10/6/00
Date

Kathleen M. Williams, Esq.
Reg. No. 34,380
PALMER AND DODGE, LLP
One Beacon Street
Boston, MA 02109-3190
Telephone No: (617) 573-0451
Fax No: (617) 227-4420

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Box Assignment
Washington, D.C. 20231

CERTIFICATE OF EXPRESS MAILING

I hereby certify that the papers attached hereto are being deposited with the United States Postal Service using "Express Mail to Addressee" service, **Express Mail No. EL591995263US** on this date, **October 6, 2000**, postage prepaid, under 37 C.F.R. §1.10 in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

Kathleen M. Williams, Ph.D

Name of Person Mailing Paper

Signature of Person Mailing Paper

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant or Patentee: Cindy WalkerPeach and Dwight DuBois

Serial No.: 09/594,065

Filed: June 14, 2000

Entitled: Compositions, Methods and Kits for Herpes Simplex Virus Type 1 and 2 Nucleic Acid Detection

Attorney Docket No.: 25436/1280



**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(d) AND 1.27(d)) -SMALL BUSINESS CONCERN**

I hereby declare that I am an official empowered to act on behalf of the small business concern identified below:

Name of Organization: **Stratagene**

Address of Organization: **11011 North Torrey Pines Road
La Jolla, CA 92037**

I hereby declare that the small business concern identified above qualifies as a small business concern as defined in 37 C.F.R. § 1.9(d) for purposes of paying reduced fees under § 41(a) and (b) of Title 35, United States Code, with regard to the invention entitled

Compositions, Methods and Kits for Herpes Simplex Virus Type 1 and 2 Nucleic Acid Detection

by inventor(s) Cindy WalkerPeach and Dwight DuBois
described in

- ☒ the specification filed herewith
☐ Application Serial No. _____, filed _____
☐ Patent No. _____, issued _____

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern with regard to the above-identified invention.

If the rights held by the above identified small business concern are not exclusive, each individual concern or organization having rights in the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR § 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR § 1.9(d), or a nonprofit organization under 37 CFR § 1.9(e).

Ronni L. Sherman

NAME OF PERSON SIGNING

Executive Vice President & General Counsel

TITLE IN ORGANIZATION

STRATAGENE

11011 North Torrey Pines Road, La Jolla, CA 92037

COMPANY

Ronni S.

SIGNATURE

9/18/00

DATE

